

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE  
GREENEVILLE DIVISION**

\_\_\_\_\_  
**IN RE SOUTHEASTERN MILK  
ANTITRUST LITIGATION**

)  
)  
)  
)  
**Master File No. 2:08-MD-1000**

\_\_\_\_\_  
**THIS DOCUMENT RELATES TO:**

)  
)  
)  
)  
**Judge J. Ronnie Greer  
Magistrate Judge Dennis H. Inman**

)  
)  
)  
)  
*Sweetwater Valley Farm, Inc., et al. v.  
Dean Foods, et al., No. 2:07-CV-208*

**AGREED MOTION, PURSUANT TO SECTION 2.1 OF THE DEAN SETTLEMENT  
AGREEMENT, TO SUBMIT ESCROW AGREEMENT FOR COURT APPROVAL**

Pursuant to Section 2.1(c) of the Settlement Agreement. (D.I. 1603-1), Plaintiffs Sweetwater Valley Farms Inc., et al. and Defendant Dean Foods Company (“Dean”) hereby move for an order approving the terms of the Parties’ escrow agreement. The Escrow Agreement, attached hereto as Exhibit A, was negotiated by Plaintiffs, Dean, the Escrow Agent, and Rust Consulting Inc., the Class Administrator, which all find this Agreement acceptable.

WHEREBY, the undersigned counsel hereby submits it for the Court’s approval and request that the Court issue an Order approving the Escrow Agreement.

Dated: July 18, 2011

Thomas C. Jessee, Esq.  
412 East Unaka Ave.  
Johnson City, TN 37601  
jjlaw@jesseeandjessee.com  
*Liaison Counsel for Dairy Farmer Class*

Respectfully submitted,

/s/Robert G. Abrams

Robert G. Abrams, Esq.  
Robert J. Brookhiser, Esq.  
Gregory J. Commins, Jr., Esq.  
Terry L. Sullivan, Esq.  
Baker & Hostetler LLP  
1050 Connecticut Ave., NW, Suite 1100  
Washington, DC 20036  
rabrams@bakerlaw.com  
rbrookhiser@bakerlaw.com  
gcommins@bakerlaw.com  
tsullivan@bakerlaw.com  
*Lead Counsel for Dairy Farmer Class*

**CERTIFICATE OF SERVICE**

I certify that on the 18th day of July, 2011, a true and correct copy of *Agreed Motion, Pursuant to Section 2.1 of the Dean Settlement Agreement, to Submit Escrow Agreement for Court Approval* was served by operation of the electronic filing system of the U.S. District Court for the Eastern District of Tennessee upon all counsel who have consented to receive notice of filings in the matters styled *In re Southeastern Milk Antitrust Litigation*, MDL No. 1899.

/s/ Danyll W. Foix  
Danyll W. Foix